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| <p>Sec.</p> <p>(b) Appointment.
(c) Duties.
(d) Funding.</p> <p>6412. Reports.
(a) Portions of annual Human Rights Reports.
(b) Annual Report on International Religious Freedom.
(c) Preparation of reports regarding violations of religious freedom.</p> <p>6413. Establishment of religious freedom Internet site.</p> <p>6414. High-level contacts with nongovernmental organizations.</p> <p>6415. Programs and allocations of funds by United States missions abroad.</p> <p>6416. Equal access to United States missions abroad for conducting religious activities.
(a) In general.
(b) Timing and location.
(c) Discretionary access for foreign nationals.</p> <p>6417. Prisoner lists and issue briefs on religious freedom concerns.
(a) Sense of Congress.
(b) Prisoner lists and issue briefs on religious freedom concerns.
(c) Availability of information.</p> <p style="text-align: center;">SUBCHAPTER II—COMMISSION ON
INTERNATIONAL RELIGIOUS FREEDOM</p> <p>6431. Establishment and composition.
(a) In general.
(b) Membership.
(c) Terms.
(d) Election of Chair.
(e) Quorum.
(f) Meetings.
(g) Vacancies.
(h) Administrative support.
(i) Funding.</p> <p>6432. Duties of Commission.
(a) In general.
(b) Policy review and recommendations in response to violations.
(c) Policy review and recommendations in response to progress.
(d) Effects on religious communities and individuals.
(e) Monitoring.</p> <p>6432a. Powers of the Commission.
(a) Hearings and sessions.
(b) Information from Federal agencies.
(c) Postal services.
(d) Administrative procedures.
(e) Views of the Commission.
(f) Travel.</p> <p>6432b. Commission personnel matters.
(a) In general.
(b) Compensation.
(c) Professional staff.
(d) Staff and services of other Federal agencies.
(e) Security clearances.
(f) Cost.</p> <p>6433. Report of Commission.
(a) In general.
(b) Classified form of report.
(c) Individual or dissenting views.</p> <p>6434. Applicability of other laws.</p> <p>6435. Authorization of appropriations.
(a) In general.
(b) Availability of funds.</p> <p>6435a. Standards of conduct and disclosure.
(a) Cooperation with nongovernmental organizations, the Department of State, and Congress.
(b) Conflict of interest and antinepotism.
(c) Contract authority.</p> | <p>Sec.</p> <p>(d) Gifts.
(e) Annual financial report.</p> <p>6436. Termination.</p> <p style="text-align: center;">SUBCHAPTER III—PRESIDENTIAL ACTIONS</p> <p style="text-align: center;">PART A—TARGETED RESPONSES TO VIOLATIONS OF
RELIGIOUS FREEDOM ABROAD</p> <p>6441. Presidential actions in response to violations of religious freedom.
(a) Response to violations of religious freedom.
(b) Presidential actions.
(c) Implementation.</p> <p>6442. Presidential actions in response to particularly severe violations of religious freedom.
(a) Response to particularly severe violations of religious freedom.
(b) Designations of countries of particular concern for religious freedom.
(c) Presidential actions with respect to countries of particular concern for religious freedom.
(d) Statutory construction.</p> <p>6443. Consultations.
(a) In general.
(b) Duty to consult with foreign governments prior to taking Presidential actions.
(c) Duty to consult with humanitarian organizations.
(d) Duty to consult with United States interested parties.</p> <p>6444. Report to Congress.
(a) In general.
(b) Delay in transmittal of report.</p> <p>6445. Description of Presidential actions.
(a) Description of Presidential actions.
(b) Commensurate action.
(c) Binding agreements.
(d) Exceptions.</p> <p>6446. Effects on existing contracts.</p> <p>6447. Presidential waiver.
(a) In general.
(b) Congressional notification.</p> <p>6448. Publication in Federal Register.
(a) In general.
(b) Limited disclosure of information.</p> <p>6449. Termination of Presidential actions.</p> <p>6450. Preclusion of judicial review.</p> <p style="text-align: center;">PART B—STRENGTHENING EXISTING LAW</p> <p>6461. Exports of certain items used in particularly severe violations of religious freedom.
(a) Mandatory licensing.
(b) Licensing ban.</p> <p style="text-align: center;">SUBCHAPTER IV—REFUGEE, ASYLUM, AND
CONSULAR MATTERS</p> <p>6471. Use of Annual Report.</p> <p>6472. Reform of refugee policy.
(a), (b) Omitted.
(c) Guidelines for refugee-processing posts.
(d) Annual consultation.</p> <p>6473. Reform of asylum policy.
(a) Guidelines.
(b) Training for asylum and immigration officers.
(c) Training for immigration judges.</p> <p>6474. Studies on effect of expedited removal provisions on asylum claims.
(a) Studies.
(b) Reports.
(c) Access to proceedings.</p> <p style="text-align: center;">SUBCHAPTER V—MISCELLANEOUS PROVISIONS</p> <p>6481. Business codes of conduct.
(a) Congressional finding.
(b) Sense of Congress.</p> |
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§ 6401. Findings; policy**(a) Findings**

Congress makes the following findings:

(1) The right to freedom of religion undergirds the very origin and existence of the United States. Many of our Nation's founders fled religious persecution abroad, cherishing in their hearts and minds the ideal of religious freedom. They established in law, as a fundamental right and as a pillar of our Nation, the right to freedom of religion. From its birth to this day, the United States has prized this legacy of religious freedom and honored this heritage by standing for religious freedom and offering refuge to those suffering religious persecution.

(2) Freedom of religious belief and practice is a universal human right and fundamental freedom articulated in numerous international instruments, including the Universal Declaration of Human Rights, the International Covenant on Civil and Political Rights, the Helsinki Accords, the Declaration on the Elimination of All Forms of Intolerance and Discrimination Based on Religion or Belief, the United Nations Charter, and the European Convention for the Protection of Human Rights and Fundamental Freedoms.

(3) Article 18 of the Universal Declaration of Human Rights recognizes that "Everyone has the right to freedom of thought, conscience, and religion. This right includes freedom to change his religion or belief, and freedom, either alone or in community with others and in public or private, to manifest his religion or belief in teaching, practice, worship, and observance.". Article 18(1) of the International Covenant on Civil and Political Rights recognizes that "Everyone shall have the right to freedom of thought, conscience, and religion. This right shall include freedom to have or to adopt a religion or belief of his choice, and freedom, either individually or in community with others and in public or private, to manifest his religion or belief in worship, observance, practice, and teaching". Governments have the responsibility to protect the fundamental rights of their citizens and to pursue justice for all. Religious freedom is a fundamental right of every individual, regardless of race, sex, country, creed, or nationality, and should never be arbitrarily abridged by any government.

(4) The right to freedom of religion is under renewed and, in some cases, increasing assault in many countries around the world. More than one-half of the world's population lives under regimes that severely restrict or prohibit the freedom of their citizens to study, believe, observe, and freely practice the religious faith of their choice. Religious believers and communities suffer both government-sponsored and government-tolerated violations of their rights to religious freedom. Among the many forms of such violations are state-sponsored slander campaigns, confiscations of property, surveillance by security police, including by special divisions of "religious police", severe prohibitions against construction and repair of places of worship,

denial of the right to assemble and relegation of religious communities to illegal status through arbitrary registration laws, prohibitions against the pursuit of education or public office, and prohibitions against publishing, distributing, or possessing religious literature and materials.

(5) Even more abhorrent, religious believers in many countries face such severe and violent forms of religious persecution as detention, torture, beatings, forced marriage, rape, imprisonment, enslavement, mass resettlement, and death merely for the peaceful belief in, change of or practice of their faith. In many countries, religious believers are forced to meet secretly, and religious leaders are targeted by national security forces and hostile mobs.

(6) Though not confined to a particular region or regime, religious persecution is often particularly widespread, systematic, and heinous under totalitarian governments and in countries with militant, politicized religious majorities.

(7) Congress has recognized and denounced acts of religious persecution through the adoption of the following resolutions:

(A) House Resolution 515 of the One Hundred Fourth Congress, expressing the sense of the House of Representatives with respect to the persecution of Christians worldwide.

(B) Senate Concurrent Resolution 71 of the One Hundred Fourth Congress, expressing the sense of the Senate regarding persecution of Christians worldwide.

(C) House Concurrent Resolution 102 of the One Hundred Fourth Congress, expressing the sense of the House of Representatives concerning the emancipation of the Iranian Baha'i community.

(b) Policy

It shall be the policy of the United States, as follows:

(1) To condemn violations of religious freedom, and to promote, and to assist other governments in the promotion of, the fundamental right to freedom of religion.

(2) To seek to channel United States security and development assistance to governments other than those found to be engaged in gross violations of the right to freedom of religion, as set forth in the Foreign Assistance Act of 1961 [22 U.S.C. 2151 et seq.], in the International Financial Institutions Act of 1977, and in other formulations of United States human rights policy.

(3) To be vigorous and flexible, reflecting both the unwavering commitment of the United States to religious freedom and the desire of the United States for the most effective and principled response, in light of the range of violations of religious freedom by a variety of persecuting regimes, and the status of the relations of the United States with different nations.

(4) To work with foreign governments that affirm and protect religious freedom, in order to develop multilateral documents and initiatives to combat violations of religious freedom and promote the right to religious freedom abroad.